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PENN CREDIT CORPORATION
7

8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
10

11 Mohammad Sarabi, Individually and on
Behalf of All Others Similarly Situated,

12 Plaintiff,
13

14 vs.

15 Penn Credit Corporation,

16 Defendants.
17
18
19

CASE NO. 10-cv-01327-LAB-JMA

District Judge: Larry Alan Burns
Magistrate Judge: Jan M. Adler

**JOINT MOTION RE DISMISSAL OF
ENTIRE ACTION AND ALL PARTIES**

20 THIS JOINT MOTION IS BY AND BETWEEN Defendant PENN CREDIT CORPORATION
21 and Plaintiff MOHAMMAD SARABI, Individually and on Behalf of All Others Similarly
22 Situated, through their respective counsel of record. The parties hereto agree that Plaintiff shall
23 dismiss, with prejudice, his individual action and claims in the above-entitled lawsuit, only,
24 pursuant to FRCP 41(a)(1)(A)(ii). With respect to the class action claims and causes of action
25 asserted in the Complaint, the parties agree that said claims and causes of action shall be dismissed
26 without prejudice, pursuant to FRCP 41(a)(1)(A)(ii).

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28

Each party shall bear its/hers/their own costs and expenses.

DATED: January 31, 2011

HYDE & SWIGART

By /s/ Joshua B. Swigart
Joshua B. Swigart
Robert L. Hyde
Attorneys for Plaintiff,
MOHAMMAD SARABI

DATED: January 31, 2011

KAZEROUNI LAW GROUP

By /s/ Abbas Kazerounian
Abbas Kazerounian
Attorneys for Plaintiff,
MOHAMMAD SARABI

DATED: January 31, 2011

CARLSON & MESSER LLP

By /s/ David J. Kaminski
David J. Kaminski
Stephen A. Watkins
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PENN CREDIT CORPORATION

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LOS ANGELES, CALIFORNIA 90045

PROOF OF SERVICE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
)

I am employed in the County of Los Angeles, State of California.

I am over the age of eighteen years and not a party to the within action. my business address is 5959 W. Century Blvd., Suite 1214, Los Angeles, CA 90045. I am employed at that address at the firm of Carlson & Messer LLP.

On **January 31, 2011**, I served the foregoing document(s) described as **JOINT MOTION RE DISMISSAL OF ENTIRE ACTION AND ALL PARTIES** on all interested parties in this action by:

SEE ATTACHED SERVICE LIST

☐ **BY ELECTRONIC MAIL** : Based on Court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the said documents to be sent to the persons at the electronic mail addresses listed below (see attached service list). I did not receive within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

☒ **BY MAIL**: I sealed such envelope(s) and placed it (them) for collection and mailing on this date following the ordinary business practices of Carlson & Messer LLP. I am "readily familiar" with the business practices of Carlson & Messer LLP for collection and processing of correspondence for mailing with the United States Postal Service. Such correspondence would be deposited with the United States Postal Service at Los Angeles, California this same day in the ordinary course of business with postage thereon fully prepaid.

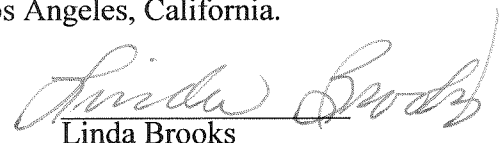
☐ **BY FACSIMILE**
I transmitted via telecopier machine such document to the offices of the addressees.

☐ **BY PERSONAL SERVICE BY HAND**: I personally served said document(s) on the date set forth below, by personally hand serving the aforementioned document to (See Service List)

☐ **(STATE)** - I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☒ **(FEDERAL)** - I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed this **31st day of January, 2011**, at Los Angeles, California.


Linda Brooks

SERVICE LIST
Mohammad Sarabi v. Penn Credit Corporation
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